

that just in discretionary—didn't do it in the military, didn't do it in mandatory spending—just discretionary—2 cents out of the dollar, then you are going to get more than \$10 billion in savings. These are small, little steps. But, you know what? In the end, if you do that, if you cut a nickel out, it saves \$26 billion. Do it every year. Do it so we are not wasting taxpayers' money.

This is not government money. It is not your money. It is not my money. It is not the money of this Chamber or the House. It is the money of the people of this country, and we are charged with spending that carefully, accountably, and transparently to the people.

Tennesseans cannot take and they will not accept another year of this reckless spending. They are demanding change, and this is the barest minimum of what they would accept—tiny little cuts like that, just in the right direction, and then holding to it. Don't come back in 2 years and say: We have to raise the debt. They want to see some structural change.

Now, unfortunately, the President has said that he has no plans to negotiate his spending levels. It will be interesting to see what he has to say about this tonight, because to Tennesseans, it is almost, unfortunately—somebody said this weekend—it is laughable. It is shameful that he does not want to negotiate, that he is not going to talk about spending less, that he only wants to talk about spending more.

Senate Democrats cannot keep putting off this debate in order to save the President's failed agenda. Our job is not to serve the White House. It is to serve the American people. And they are saying: Do something about the wasteful, out-of-control spending.

I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. SCHUMER. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. MARKEY). Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider Calendar No. 5.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Cindy K. Chung, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

CLOTURE MOTION

Mr. SCHUMER. Mr. President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 5, Cindy K. Chung, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

Charles E. Schumer, Richard J. Durbin, Debbie Stabenow, Margaret Wood Hassan, Brian Schatz, Tina Smith, Elizabeth Warren, Tim Kaine, Ron Wyden, Patty Murray, Chris Van Hollen, Martin Heinrich, Jack Reed, Christopher A. Coons, Alex Padilla, Christopher Murphy, Sheldon Whitehouse, Richard Blumenthal.

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider Calendar No. 9.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Gina R. Mendez-Miro, of Puerto Rico, to be United States District Judge for the District of Puerto Rico.

CLOTURE MOTION

Mr. SCHUMER. I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 9, Gina R. Mendez-Miro, of Puerto Rico, to be United States District Judge for the District of Puerto Rico.

Charles E. Schumer, Richard J. Durbin, Sheldon Whitehouse, Martin Heinrich, Tim Kaine, Tammy Baldwin, Ben Ray Lujan, Tammy Duckworth, John W.

Hickenlooper, Amy Klobuchar, Jack Reed, Jeanne Shaheen, Benjamin L. Cardin, Edward J. Markey, Alex Padilla, Margaret Wood Hassan, Catherine Cortez Masto.

Mr. SCHUMER. Finally, I ask unanimous consent that the mandatory quorum calls for the cloture motions filed today, February 7, be waived.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. SCHUMER. I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. SCHATZ. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

CLOTURE MOTION

Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 3, DeAndrea Gist Benjamin, of South Carolina, to be United States Circuit Judge for the Fourth Circuit.

Charles E. Schumer, Richard J. Durbin, Sheldon Whitehouse, Martin Heinrich, Tim Kaine, Tammy Baldwin, Ben Ray Lujan, Tammy Duckworth, John W. Hickenlooper, Amy Klobuchar, Jack Reed, Jeanne Shaheen, Benjamin L. Cardin, Edward J. Markey, Alex Padilla, Margaret Wood Hassan, Catherine Cortez Masto.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of DeAndrea Gist Benjamin, of South Carolina, to be United States Circuit Judge for the Fourth Circuit, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Ohio (Mr. BROWN) is necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from South Carolina (Mr. GRAHAM) and the Senator from Alaska (Mr. SULLIVAN).

The yeas and nays resulted—yeas 54, nays 43, as follows:

[Rollcall Vote No. 6 Ex.]

YEAS—54

Baldwin	Cortez Masto	Kaine
Bennet	Duckworth	Kelly
Blumenthal	Durbin	King
Booker	Feinstein	Klobuchar
Cantwell	Fetterman	Lujan
Cardin	Gillibrand	Manchin
Carper	Hassan	Markey
Casey	Heinrich	Menendez
Collins	Hickenlooper	Merkley
Coons	Hirono	Murkowski